

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Lands – Land Committee constituted under the Chairmanship of Sri.Koneru Ranga Rao, Hon'ble Minister for Municipal Administration & Urban Development – Report submitted with (104) Recommendations – Acceptance of (74) Recommendations of the Committee – Accorded – Further orders on Recommendation Nos.10.5, 10.6 and 10.7 – Orders – Issued.

REVENUE (DA.1) DEPARTMENT

G.O.Ms.No 1253.

Dated: 08-12-2009

Read the following

- 1.G.O.Ms.No.1049 Rev (Assn.Pot) Dept.,dt : 28-7-2007.
- 2.G.O.Ms.No.1191 Rev (Assn-Pot) Dept.,dt:7-9-2007.
- 3.From the CCLA., Hyderabad Lr.No.KRC-A1/81/2008, dt: 29-07-2009.

@@@

ORDER:

In the G.O. first read above, orders were issued for implementation of 74 recommendations of the Land Committee constituted under the chairmanship of Sri.Koneru Ranga Rao, Hon'ble Minister for Municipal Administration & Urban Development which include Recommendation Nos.10.5 and 10.6 which are as follows:-

“10.5: The cases shall be allotted as pertaining to poor/non poor etc., at the admittance stage itself so that the system lends itself to a legal assistance programme”.

“10.6: Legal Cells to be created at the State Level at the Chief Commissioner of Land Administration Office and at the District level consisting of Chief Commissioner of Land Administration / Special Commissioner and Joint Collector as Chairman at the State and District level”.

In G.O.Ms.No.1191, Revenue (ASSN.POT) Dept., dt: 7-9-2007, orders were issued to implement certain recommendation including the Recommendation No.10.7 of the Land Committee, which is as follows:-

“10.7: Alternate dispute resolution mechanism shall be encouraged to resolve the land disputes”.

2. The Chief Commissioner of Land Administration. Andhra Pradesh, Hyderabad in his reference second read above has stated that the Land Committee through its recommendations.10.5, 10.6 and 10.7 have recommended for providing legal assistance to the poor in land related cases and encourage alternate dispute resolution mechanism. Government vide G.O.Ms.No.1191, Revenue (ASSN.POT) Department, dt:7-9-2007 agreed to implement these recommendations and decided to issue executive instructions. As per the Section 2 (1) (a) of the Legal Services Authority Act 1987, Courts include/Revenue Courts and the legal assistance can be extended to the cases pending in Revenue Courts members of SCs/STs and persons having annual income of less than Rs.50,000/- per annum are entitled to get legal assistance under Andhra Pradesh State Legal Services Authority Rules that as per Section 11 (10) and Section 14 (5) of Andhra Pradesh State Legal Service Authority Regulations 1996, the District Authority and Taluq Committee can encourage and promote conciliation and settlement in all legal

P.T.O..

proceedings including pre-litigation matters. Further, the District Collector and Sub-Divisional Officer are Ex-Officio Members in the District Authority and Mandal Legal Service Committee respectively. The Chief Commissioner of Land Administration, Hyderabad has also stated that the Commissioner (Legal Affairs) is of the opinion that the authorities constituted under the act are effectively functioning in the State of Andhra Pradesh with the Financial Assistance provided by the State Government and he is of the opinion that creation of separate legal cells is not required and it appears that legal assistance was not extended to the poor in Revenue cases on account of lack of awareness regarding the above provisions and non-involvement of Ex-Officio Members to secure legal aid to the poor. The Chief Commissioner of Land Administration, Hyderabad has also requested to issue instruction to the Collectors for effective implementation of the recommendations given by the Land Committee.

3. Government have examined the matter in the light of the opinion of the Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad and decided that there is no need for creation of separate legal cells. Accordingly, Government hereby modify the orders issued in the references 1st and 2nd read above to the above extent.

4. The Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad is accordingly directed to issue suitable instructions to all the District Collectors to ensure the legal aid/assistance provided by the District and Taluq authorities is extended to the poor in Revenue cases by creating awareness and through effective participation in the District Authority and Mandal legal services committee.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJESHWAR TIWARI
SECRETARY TO GOVERNMENT

To,
The Special Chief Secretary and Chief Commissioner of Land Administration,
Andhra Pradesh, Hyderabad.
All the District Collectors in the State.
Copy to : The Revenue (Assn-POT) Dept.,
SC/SF.

// FORWARDED :: BY ORDER //

SECTION OFFICER.